

COUNCIL CHAMBERS--CITY COUNCIL
CITY HALL--CITY OF LODI

Monday, January 18, 1937.

The City Council of the City of Lodi met in regular meeting at 8:00 o'clock P.M. on Monday, January 18, 1937, Councilmen Clark, Graffigna, Spooner, Weihe and Steele, present, none absent.

The minutes of the last meeting held January 4, 1937 were read, approved as read, and so indorsed by the Mayor.

Mr. Wallace H. Street, Mr. Arthur Armstrong and Mr. Hugh Dow representing the Lodi Post No. 22 of the American Legion appeared before the Council and asked reconsideration of the City Council's action, taken on January 4, 1937 barring the American Legion Troops of Boy Scouts from the City Hall basement. At the direction of the Mayor the matter was taken under consideration.

The quarterly report of Earl E. May, Secretary of the Lodi Volunteer Fire Department, for the quarter ended December 31, 1936 was received, read and ordered filed.

The City Clerk reported that the certificate of filing required by the Annexation Act of 1913 in the matter of the annexation of "Academy Addition" had been received and filed by him, the said certificate showing that the transcript of the proceedings had been recorded by the Secretary of State on January 12, 1937.

The quarterly reports of the City Clerk and the City Treasurer for the quarter ended December 31, 1936 were received, read and ordered filed on motion of Councilman Weihe, seconded by Councilman Graffigna.

Business Licenses No. 278 to and including No. 298 were ordered granted on motion of Councilman Graffigna, seconded by Councilman Spooner.

The petition of the property owners on Spruce Street asking that the City apply to the Works Progress Administration for a project to install curbs and gutters on that street and agreeing to pay the cost of the same at thirty (30) cents per front foot was read by the Clerk and at the direction of the Mayor ordered referred to the City Engineer.

At this time Mr. Leroy Nichols appeared before the Council and asked assurance that if the Needham School grounds were extended South of Sturla Street there would be no objections to the closing of one block of Sturla Street from the City Council. Mr. Nichols was assured that the Council was fully determined on the necessity of closing this street.

In regard to the annexation of certain lands in the adjoining Northwest part of the City to be called "Louie Avenue Addition", the Clerk filed a written report finding that the petition filed with the City Council on January 4, 1937 had been signed by more than the necessary number of registered electors. Petitions for annexation were also received covering a district east of Cherokee Lane to be named "Cherokee Addition" and a district South of Lodi Avenue and West of Quinby Avenue to be named "Sargent Road Addition". The Clerk reported that since the filing of these he had made comparison of the signatures attached to each with the records of the County Clerk and found that each petition was signed by more than the necessary twenty-five (25%) per cent of the electors residing in each district. On motion of Councilman Clark, seconded by Councilman Weihe, Resolution No. 876 was introduced, read by the Clerk and considered by the Council.

RESOLUTION NO. 876

WHEREAS, this City Council of the City of Lodi did receive on the 4th day of January, 1937, a petition asking that the lands hereinafter described be annexed to and made part of said City of Lodi; and,

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WHEREAS, the City Clerk compared the signatures annexed to said petition with those on original affidavits of registration on file in the office of the County Clerk of San Joaquin County and as a result of such comparison, the said City Clerk has this evening presented his written report wherein he states that said petition is signed by more than one-fourth of the qualified electors residing within the territory so petitioned to be annexed to the City of Lodi, now therefore,

BE IT RESOLVED, that this City Council of the City of Lodi does hereby declare its intention to order to be called and to call an election within said territory and does hereby give notice that such election will be called and held not less than fifty (50) days from the date of the adoption of this resolution for the purpose of submitting to the qualified electors residing within said territory, the question whether said territory shall be annexed to said City and after said annexation, shall be taxed equally with property within the present City of Lodi for the payment of bonds issued and outstanding and the interest thereon at the date of such election; the territory described in said petition and in which such election is to be held and which is herein proposed to be annexed to said City of Lodi is bounded and described as follows and for the purposes of said election shall be designated as LOUIE AVENUE ADDITION;

Commencing for the same on the east line of Grant Avenue in "BURR'S ADDITION TO THE TOWN OF LODI" at the point where said east line intersects the westerly continuation of the south line of Forrest Avenue (formerly Woodbridge Avenue); thence Northerly on and along the said east line of Grant Avenue to the south line of Louie Avenue; thence Easterly on and along the said South line of Louie Avenue to the east line of California Street (formerly Garfield Avenue); thence Northerly on and along the said east line of California Street to its intersection with the south line of Blocks Six (6) and Five (5) in "SUBDIVISION OF LOT 2 BURR'S ADDITION"; thence Easterly on and along said south line of Blocks 6 and 5 to the west line of Lincoln Avenue; thence Northeasterly to a point on the east line of Lincoln Avenue where the same intersects the westerly continuation of the center line of Fifth Street; thence Easterly on and along the said center line of Fifth Street and its westerly production to the west line of North Church Street (formerly Woodbridge Road); thence southerly on and along the said west line of North Church Street to the intersection of the same with the south line of Louie Avenue; thence Westerly on and along the said south line of Louie Avenue to its intersection with the east line of Hutchins Street produced northerly; thence Southerly on and along the said northerly production of the east line of Hutchins Street to the intersection of the same with the south line of Forrest Avenue; thence Westerly on and along the south line of Forrest Avenue and its westerly continuation to the intersection of the same with the east line of Grant Avenue and the point of beginning first herein mentioned.

All lands included herein are situated in "BURR'S ADDITION TO THE TOWN OF LODI" and subdivisions thereof on file and of record in the office of the County Recorder of San Joaquin County, California.

BE IT ALSO RESOLVED, that notice be hereby given, and notice is hereby given, that this City Council does hereby designate Monday, February 15, 1937 at the hour of 8:00 o'clock P.M. of said day and the Council Chambers of this City Council in the City Hall of the City of Lodi as the time and place when and where owners of property within said proposed district will be heard in objection to the annexation of said territory to said City. Such objections must be in writing and may be filed at any time prior to the hour herein set for hearing.

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The foregoing Resolution No. 876 was then passed and adopted by the following vote:

AYES: Councilmen, Clark, Weihe, Graffigna, Spooner and Steele
NOES: Councilmen, None.
ABSENT: Councilmen, None.

On motion of Councilman Clark, seconded by Councilman Weihe, Resolution No. 877 was introduced, read by the Clerk and considered by the Council.

RESOLUTION NO. 877

WHEREAS, this City Council of the City of Lodi did receive on the 18th day of January, 1937, a petition asking that the lands hereinafter described be annexed to and made part of said City of Lodi; and,

WHEREAS, the City Clerk compared the signatures annexed to said petition with those on original affidavits of registration on file in the office of the County Clerk of San Joaquin County and as a result of such comparison, the said City Clerk has this evening presented his written report wherein he states that said petition is signed by more than one-fourth of the qualified electors residing within the territory so petitioned to be annexed to the City of Lodi, now therefore,

BE IT RESOLVED, that this City Council of the City of Lodi does hereby declare its intention to order to be called and to call an election within said territory and does hereby give notice that such election will be called and held not less than fifty (50) days from the date of the adoption of this resolution for the purpose of submitting to the qualified electors residing within said territory, the question whether said territory shall be annexed to said City and after said annexation, shall be taxed equally with property within the present City of Lodi for the payment of bonds issued and outstanding and the interest thereon at the date of such election; the territory described in said petition and in which such election is to be held and which is herein proposed to be annexed to said City of Lodi is bounded and described as follows and for the purposes of said election shall be designated as CHEROKEE ADDITION;

Commencing at a point on the former West line of Cherokee Lane 660 feet Northerly and 40 feet Westerly from the Southeast corner of the Northeast one-quarter ($\frac{1}{4}$) of Section 1, Township 3 North, Range 6 East, said point being the present Northeast corner of the City Limits of the City of Lodi; thence East 40 feet to the East line of Section 1, Township 3 North, Range 6 East; thence South on and along said section line to its intersection with the North line of Lot Forty-six (46) of Lawrence Homestead Addition as said lot is delineated and so designated on the official map of said addition on file and of record in the office of the County Recorder of San Joaquin County; thence Easterly on and along the North line of said Lot Forty-six (46) to the Northeast corner of said lot; thence Southerly on and along the East line of Lot Forty-six (46) to the Southeast corner of said lot; thence South on the Southerly projection of the East line of said Lot Forty-six (46) a distance of 30 feet to a point in the South line of Lockeford Road; thence Easterly on the south line of Lockeford Road to the East line of the West one-half ($\frac{1}{2}$) of Section 6, Township 3 North, Range 7 East, thence Southerly on and along said East line of the West one-half ($\frac{1}{2}$) of Section 6 to its intersection with the North line of Pope Avenue, thence West on and along the said North line of Pope Avenue to its intersection with the East line of Lot Thirteen (13) in "Live Oak Colony No. 1" as said Lot is delineated and so designated on the official map of said Live Oak Colony No. 1 on file and of record in the office of the County Recorder of San Joaquin County; thence

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Southwesterly across Pope Avenue to the Northeast corner of the West Twenty-five and eighty-eight one hundreths (25.88) acres of the Southwest one-quarter ($\frac{1}{4}$) of the Southwest one-quarter ($\frac{1}{4}$) of Section 6, Township 3 North, Range 7 East, thence Southerly on and along the Easterly boundary of the said twenty-five and eighty-eight one hundreths (25.88) acre tract to the South line of Section 6, Township 3 North, Range 7 East, M. D. B. & M.; thence Westerly on and along said South line of Section 6 and its Westerly production to a point forty (40) feet West from the East line of Section 1, Township 3 North, Range 6 East, thence Northerly forty (40) feet distant from and parallel with said section line a distance of three thousand three hundred forty-three (3,343) feet to the point of beginning first herein mentioned.

BE IT ALSO RESOLVED, that notice be hereby given, and notice is hereby given, that this City Council does hereby designate Monday, February 15, 1937 at the hour of 8:00 o'clock P.M. of said day and the Council Chambers of this City Council in the City Hall of the City of Lodi as the time and place when and where owners of property within said proposed district will be heard in objection to the annexation of said territory to said city. Such objections must be in writing and may be filed at any time prior to the hour herein set for hearing.

The foregoing Resolution No. 877 was then passed and adopted by the following vote:

AYES:	Councilmen, Clark, Weihe, Graffigna, Spooner and Steele
NOES:	Councilmen, None.
ABSENT:	Councilmen, None.

On motion of Councilman Clark, seconded by Councilman Weihe Resolution No. 878 was introduced, read by the Clerk and considered by the Council.

RESOLUTION NO. 878

WHEREAS, this City Council of the City of Lodi did receive on the 18th day of January, 1937, a petition asking that the lands hereinafter described be annexed to and made part of said City of Lodi; and,

WHEREAS, the City Clerk compared the signatures annexed to said petition with those on original affidavits of registration on file in the office of the County Clerk of San Joaquin County and as a result of such comparison, the said City Clerk has this evening presented his written report wherein he states that said petition is signed by more than one-fourth of the qualified electors residing within the territory so petitioned to be annexed to the City of Lodi, now therefore,

BE IT RESOLVED, that this City Council of the City of Lodi does hereby declare its intention to order to be called and to call an election within said territory and does hereby give notice that such election will be called and held not less than fifty (50) days from the date of the adoption of this resolution for the purpose of submitting to the qualified electors residing within said territory, the question whether said territory shall be annexed to said City and after said annexation, shall be taxed equally with property within the present City of Lodi for the payment of bonds issued and outstanding and the interest thereon at the date of such election; the territory described in said petition and in which such election is to be held and which is herein proposed to be annexed to said City of Lodi is bounded and described as follows and for the purposes of said election shall be designated as SARGENT ROAD ADDITION;

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Commencing on the point of intersection of the east line of Hutchins Street with the north line of Lodi Avenue; thence Westerly on and along the north line of Lodi Avenue (Sargent Road) a distance of nine hundred eighty-seven (987) feet to a point on the same; thence Southerly and parallel to the east line of Section 11, Township 3 North, Range 6 East a distance of four hundred eighty-one and four-tenths (481.4) feet; thence Easterly and parallel to the north line of said Section 11 a distance of nine hundred eighty-seven (987) feet to the east line of Quinby Avenue, said Quinby Avenue being the southerly extension of Hutchins Street; thence Northerly on and along the said east line of Quinby Avenue and its northerly extension to its intersection with the north line of Lodi Avenue and the point of beginning first herein mentioned, all the lands herein included being a part of the Northwest one-quarter ($\frac{1}{4}$) of Section 11, Township 3 North, Range 6 East, M. D. B. & M.

BE IT ALSO RESOLVED, that notice be hereby given, and notice is hereby given, that this City Council does hereby designate Monday, February 15, 1937 at the hour of 8:00 o'clock P.M. of said day and the Council Chambers of this City Council in the City Hall of the City of Lodi as the time and place when and where owners of property within said proposed district will be heard in objection to the annexation of said territory to said City. Such objections must be in writing and may be filed at any time prior to the hour herein set for hearing.

The foregoing Resolution No. 878 was then passed and adopted by the following vote:

AYES: Councilman, Clark, Weihe, Graffigna, Spooner and Steele
NOES: Councilmen, None.
ABSENT: Councilmen, None.

Ordinance No. 230 entitled "AN ORDINANCE ESTABLISHING THE OFFICE OF CITY ENGINEER COMBINING THE SAME WITH THE OFFICE OF SUPERINTENDENT OF STREETS, AND FIXING HIS DUTIES AND COMPENSATION," having been regularly introduced at the last meeting held January 4, 1937 was brought up for final passage and adoption on motion of Councilman Graffigna, seconded by Councilman Weihe and by the same motion second reading was omitted and the ordinance was finally passed, adopted and ordered to print by the following vote:

AYES: Councilmen, Graffigna, Weihe, Clark, Spooner and Steele
NOES: Councilmen, None.
ABSENT: Councilmen, None.

The Mayor then approved and signed the ordinance.

Ordinance No. 231 entitled "AN ORDINANCE ESTABLISHING THE OFFICE OF CITY ATTORNEY AND FIXING HIS DUTIES AND COMPENSATION", having been regularly introduced at the last meeting held January 4, 1937 was brought up for final passage and adoption on motion of Councilman Graffigna, seconded by Councilman Weihe and by the same motion second reading was omitted and the ordinance was finally passed, adopted and ordered to print by the following vote:

AYES: Councilmen, Graffigna, Weihe, Clark, Spooner and Steele
NOES: Councilmen, None.
ABSENT: Councilmen, None.

The Mayor then approved and signed the ordinance.

Six building permits for structures to cost \$42,500 were allowed and ordered granted, being applications No. 1621 to and including No. 1626.

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Claims (payrolls) Nos. 28176 to and including No. 28231 in the total amount of \$3,395.57 were allowed and ordered paid on motion of Councilman Weihe, seconded by Councilman Graffigna.

Mr. John A. Henning reported on the hearing held before representatives of the State Railroad Commission in San Francisco on Friday, January 15, 1937 in regard to proposed revising of electric rates of the Pacific Gas and Electric Company. Mr. Henning stated that the seven municipalities concerned in attempting to obtain a reduction in the "P-6" Schedule equal to that given private consumers had not been decided upon, but if it were necessary to have a re-hearing it would cost the City about \$440.00 as its share of the cost of such re-hearing.

Councilman Spooner moved, seconded by Councilman Graffigna that it is the sense of this City Council that City's engaged in the sale of power are being treated unfairly and that this City will pay its pro-rata share of the cost and expenses of attempting to have the "P-6" Schedule of the Pacific Gas and Electric Company modified so that the City may obtain benefit of rate reductions made to other consumers. Motion carried.

On motion of Councilman Spooner, seconded by Councilman Graffigna the City Engineer was directed to report on the savings that would be possible if the City should install a diesel engine standby to be used during the time of peak loads. Motion carried.

Councilman Spooner moved, seconded by Councilman Graffigna that the City Attorney start proceedings to open Crescent Avenue from Pine to Lockeford Street, and that he institute legal proceedings to do so if it should be necessary. Motion carried.

Mr. John A. Henning asked that the Council give consideration to the necessary extensions of water and sewer service to the newly annexed "Academy Addition" and on motion of Councilman Graffigna, seconded by Councilman Weihe, the City Engineer was directed to draw plans and specifications for such extensions and also to file an application with the Works Progress Administration for assistance in making these extensions. Motion carried.

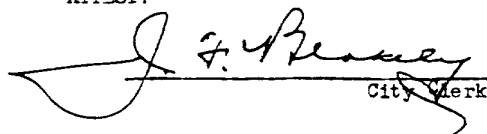
On motion of Mayor Steele, seconded by Councilman Clark the Council reconsidered its action taken January 4, 1937 about the Boy Scouts of America, deciding to allow the Legion Troop to use the basement of the City Hall provided the boys were under more strict supervision and entered and left the basement by the outside door.

At 11:17 P.M. the Mayor called the Council into executive session, returning to open session at 11:22 P.M.


On motion of Mayor Steele, seconded by Councilman Graffigna the Chairman of the Committee on Public Health and Safety was directed to instruct the Chief of Police to enforce all existing garbage collection ordinances. Motion carried.

At the order of the Mayor the City Council then adjourned, none dissenting.

ATTEST:


City Clerk

The foregoing minutes of a regular meeting of the City Council of the City of Lodi were read at a subsequent meeting of said Council held February 1, 1937 and approved without correction.


Mayor of the City of Lodi.